IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

TUESDAY, THE 19TH DECEMBER 2006 / 28TH AGRAHAYANA 1928

WP(C).No. 33730 of 2006(M)

PETITIONER:

SRI.K.SURESH KUMAR,S/O.K.G.KUCHAN ACHARI
OLICKAL HOUSE, MANAKKADU VILLAGE, MAVELIKKARA
DISTRICT REPRESENTED BY HIS POWER OF ATTORNEY
HOLDER P.K.REGHU RAJAN, S/O.K.S.KRISHNAN ACHARI,
PUTIYAVEEDU, CHATTACHAK VILLAGE, RANNI TALUK,
PATHANAMTHITTA DISTRICT.

BY ADV. SRI.C.K.SASI

RESPONDENTS:

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1. SECRETARY TO GOVERNMENT,
FISHERIES AND PORTS DEPARTMENT,
GOVERNMENT OF KERALA, THIRUVANANTHAPURAM.

2. THE SECRETARY, THE KERALA STATE
PUBLIC SERVICE COMMISSION, THIRUVANANTHAPURAM.

3. THE MARINE SURVEYOR OFFICER,
OFFICE OF THE MARINE SURVEY, BEYPORE PORT,
CALICUT DISTRICT.

4. STATE OF KERALA, REPRESENTED BY
THE PRINCIPAL SECRETARY, GOVERNMENT OF KERALA,
THIRUVANANTHAPURAM.

R1 & 3 BY GOVT. PLEADER SHRI. BIJOY CHANDRAN
R2 BY SC SHRI. P.C.SASIDHARAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.K.DENESAN, J.

WP(C)No. 33730 OF 2006

Dated this the 19th December, 2006.

JUDGMENT

Heard counsel for the petitioner, counsel for the second respondent as also Govt. Pleader for respondents 1,3 and 4.

2. Counsel for the second respondent submits that there is merit in the contention of the petitioner that Ext.P11 is a non-speaking order and the same cannot be sustained. Counsel further submits that a fresh order will be passed in accordance with law.

3. In the circumstances Ext.P11 is set aside with liberty to the second respondent to pass fresh orders, if so advised. Needless to state that it shall be speaking order. Writ petition is allowed as above.

K.K.DENESAN
Judge

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